

## Benton, Marvin

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**From:** Benton, Marvin  
**Sent:** Wednesday, March 16, 2016 2:21 PM  
**To:** Gibbons, Melissa; Motto, Brian; Worthman, Gary  
**Cc:** Coltrain, Katrina; Nixon, Lance; Peycke, Mark; Johnson, Lydia  
**Subject:** RE: Wilcox Oil SF Site: Kinder Morgan Incorporated (Formerly Known As) EL Paso Energy Corporation

Tracking:	Recipient	Delivery	Read
	Gibbons, Melissa	Delivered: 3/16/2016 2:21 PM	
	Motto, Brian	Delivered: 3/16/2016 2:21 PM	
	Worthman, Gary	Delivered: 3/16/2016 2:21 PM	Read: 3/16/2016 2:33 PM
	Coltrain, Katrina	Delivered: 3/16/2016 2:21 PM	
	Nixon, Lance	Delivered: 3/16/2016 2:21 PM	Read: 3/16/2016 2:36 PM
	Peycke, Mark	Delivered: 3/16/2016 2:21 PM	Read: 3/16/2016 3:35 PM
	Johnson, Lydia	Delivered: 3/16/2016 2:21 PM	

Melissa:

No---I do not have a copy of the plan.

Thanks,

Marvin Benton  
Senior Staff Attorney  
Superfund Legal Branch  
Office Phone: 214-665-3190  
benton.marvin@epa.gov

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**From:** Gibbons, Melissa  
**Sent:** Wednesday, March 16, 2016 1:47 PM  
**To:** Benton, Marvin <Benton.Marvin@epa.gov>; Motto, Brian <Motto.Brian@epa.gov>; Worthman, Gary <Worthman.Gary@epa.gov>  
**Cc:** Coltrain, Katrina <coltrain.katrina@epa.gov>; Nixon, Lance <Nixon.Lance@epa.gov>; Peycke, Mark <Peycke.Mark@epa.gov>; Johnson, Lydia <johnson.lydia@epa.gov>  
**Subject:** RE: Wilcox Oil SF Site: Kinder Morgan Incorporated (Formerly Known As) EL Paso Energy Corporation

Thank you, Martin. Do you have a copy of the Plan?

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**From:** Benton, Marvin  
**Sent:** Wednesday, March 16, 2016 1:48 PM  
**To:** Motto, Brian <Motto.Brian@epa.gov>; Worthman, Gary <Worthman.Gary@epa.gov>; Gibbons, Melissa <Gibbons.Melissa@epa.gov>  
**Cc:** Coltrain, Katrina <coltrain.katrina@epa.gov>; Nixon, Lance <Nixon.Lance@epa.gov>; Peycke, Mark <Peycke.Mark@epa.gov>; Johnson, Lydia <johnson.lydia@epa.gov>  
**Subject:** Wilcox Oil SF Site: Kinder Morgan Incorporated (Formerly Known As) EL Paso Energy Corporation

Brian, Melissa & Gary:

I very much appreciate each of you

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making yourself available to discuss the Region's efforts to see if we can recover monies from a "Trust" created by EL Paso Energy Corporation.

EL Paso Energy Corporation was one of the PRPs at the Wilcox Oil site.

EPEC Oil Company created a Liquidating Trust Agreement on March 9, 2001. The Trust Agreement states that all claims against the trust had to be asserted by December 18, 2008.

Attached per your request is a copy of the Liquidated Trust Agreement, Kinder Morgan's 104(e) Responses from January 7, 2013 and January 15, 2016.

After reviewing these documents please let me know when we can have another Conference Call to discuss this matter.

Thanks to All,

Marvin Benton  
Senior Staff Attorney  
Superfund Legal Branch  
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[benton.marvin@epa.gov](mailto:benton.marvin@epa.gov)